

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES - GENERAL

Case No.	CV 15:2783 PSG (VBKx)	Date	September 11, 2015
Title	Marilyn Marquez v. Ocwen Loan Servicing, LLC, et al.		

Present: The Honorable	Philip S. Gutierrez, United States District Judge		
Wendy Hernandez		Not Reported	
Deputy Clerk		Court Reporter	
Attorneys Present for Plaintiff(s):		Attorneys Present for Defendant(s):	
Not Present		Not Present	

Proceedings (In Chambers): Order GRANTING Motion to Dismiss

Before the Court is Defendants Ocwen Loan Servicing, LLC, US Bank National Association, as Trustee, under Pooling and Servicing Agreement dated as of May 1, 2005 Asset-Backed Pass-Through Certificates, Series 2005-HEI (collectively, “Defendants”) motion to dismiss the causes of action asserted against them in Plaintiff Marilyn Marquez’s (“Plaintiff”) first amended complaint. *See* Dkt. #17. The Court finds this matter appropriate for decision without oral argument. *See* Fed. R. Civ. P. 78(b); L.R. 7-15. After considering Defendants’ unopposed moving papers, the Court GRANTS the motion.

The motion to dismiss is set for hearing on September 28, 2015. *See* Dkt. #17. As a result, Plaintiff’s opposition brief was due by September 7, 2015. *See* L.R. 7-9. Plaintiff has not filed an opposition. Accordingly, pursuant to Local Rule 7-12, the Court deems Plaintiff to have consented to the motion. Plaintiff has not requested leave to amend. Therefore, the Court DISMISSES the claims asserted in Plaintiff’s complaint against Defendants, without leave to amend.

The Court GRANTS the motion to dismiss.

IT IS SO ORDERED.